

IN THE FIFTH JUDICIAL DISTRICT COURT, IN AND FOR IRON COUNTY,
STATE OF UTAH

IN THE MATTER OF THE GENERAL
DETERMINATION OF ALL THE RIGHTS
TO THE USE OF WATER, BOTH
SURFACE AND UNDERGROUND,
WITHIN THE DRAINAGE AREA OF
THE ESCALANTE VALLEY IN UTAH

P E T I T I O N

The petition of Wayne D. Criddle, the duly appointed, qualified and acting State Engineer of the State of Utah, respectfully represents and shows unto this Honorable Court:

1. That the above entitled cause is a proceeding to determine all rights to the use of water within the drainage area of the Escalante Valley in Utah; and that a Proposed Determination of Water Rights has been submitted in this cause.

2. That, in accord with the said general determination proceeding and pursuant to the statute as to consultation with the water users, water commissioners have been appointed and their salaries and the other expenses of distribution have been determined and fixed.

3. That the persons hereinafter named are each the owner of rights to the use of water as set out in said Proposed Determination, and each of them have failed, neglected and refused to pay the water assessment levied against them as their proportionate share of the expense of the said distribution system; and that the name, address and amount of delinquency of each said water user is as follows:

<u>Name</u>	<u>Address</u>	<u>Total Due</u>
Terel Brown	Milford, Utah	\$ 17.26
Clauss Marshall	Milford, Utah	54.00
George Mayer	Milford, Utah	39.01
Carl Elmer	Milford, Utah	42.04
Leo Mayer	Milford, Utah	22.45
Milford Farms c/o Glenn Rollins	Milford, Utah	257.55
Dan Rollins	Milford, Utah	32.81
Kenley Taylor	Milford, Utah	15.17
Adams Brothers	Enterprise, Utah	29.93
Marshall Austin	Beryl, Utah	17.99
Harold W. Monroe	Perris, California	6.64

Joseph Del Vecchio	Beryl, Utah	\$ 9.58
Floyd Ence	Ivins, Utah	42.60
George S. Holt	Beryl, Utah	27.54
Leland Huntsman	Enterprise, Utah	17.06
Melvin Langford	Modena, Utah	30.84
Norman Laub	Beryl, Utah	48.89
Austin D. Moyle	Beryl, Utah	103.39
Lane Moyle	Beryl, Utah	31.99
Vern Pickerell	Newcastle, Utah	279.60
Charles Twitchell	Beryl, Utah	23.25
Howard Holt & Alma Holt	Enterprise, Utah	49.89
Heber Staheli	Enterprise, Utah	54.78

WHEREFORE, the State Engineer respectfully prays that this Court issue its order directing each of the parties above named to appear and show cause why each of them should not be forbidden the use of any water until the assessments against them have been paid in full, and for such other and further relief as the Court may deem just and equitable.

WALTER L. BUDGE
Attorney General

/s/ ROBERT B. PORTER
ROBERT B. PORTER
Deputy Attorney General

Wayne D. Criddle
State Engineer of Utah